

ORIGINAL

**BEFORE THE STATE BOARD OF
RESIDENTIAL CARE ADMINISTRATORS**

STATE OF IDAHO

In the Matter of the License of:

SHAWNTEL LANDSBOROUGH,
License No. RCA-413,

Respondent.

Case No. RCA-2005-3

FINAL ORDER

THIS MATTER came before Jean Uranga, the designated Hearing Officer. The State appeared by its attorney of record, Kenneth F. Stringfield, Idaho Deputy Attorney General. Respondent, Shawntel Landsborough, failed to answer or appear in this proceeding. The Hearing Officer entered a Notice of Proposed Default and Order in this matter on June 13, 2005. The Respondent failed to contest the proposed default, and a default was entered. On June 13, 2005, the Hearing Officer submitted her Findings of Fact, Conclusions of Law and Recommended Order.

This matter then came before the Idaho State Board of Residential Care Administrators on August 10, 2005. By motion, and good cause appearing therefor, the Board adopted the following Order, with Ione Springer and Shirly Meyer recusing themselves.

IT IS HEREBY ORDERED as follows:

1. The Board adopts the Hearing Officer's Findings of Fact and Conclusions of Law, and incorporates the same herein by this reference.
2. That Respondent's actions constitute a violation of laws governing Residential Care Administrators, and constitute grounds for disciplinary action against her license to practice residential care administration in the state of Idaho pursuant to Idaho Code Section 54-4213 and

FINAL ORDER - 1.

IDAPA 24.19.01.650. The Board therefore imposes the following disciplinary sanctions upon Respondent Shawntel Landsborough:

- a. That Respondent's license shall be revoked.
- b. That Respondent shall pay a fine in the amount of One Thousand Dollars (\$1,000.00).
- c. That Respondent shall pay the costs and attorney's fees incurred in the investigation and prosecution of this matter in the total amount of \$1,669.33, as reviewed in Exhibit "A", attached hereto. Respondent may object to the amount or nature of the costs and fees by filing a request for reconsideration within the time frame set forth in this Order.
- d. Respondent shall pay the costs, fees and fine as set forth in this Order prior to any reinstatement or renewal of her license.

3. This is the Final Order of the Board.

a. Any party may file a Petition for Reconsideration of this Final Order within fourteen (14) days of the service date of this Final Order. The Board will dispose of the Petition for Reconsideration within twenty-one (21) days of its receipt, or the Petition will be considered denied by the operation of law. (*See*, Idaho Code Section 67-5247(4)).

b. Pursuant to Idaho Code Sections 67-5270 and 57-5272, any party aggrieved by this Final Order, or orders previously issued in this case, may appeal this Final Order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which: (i) a hearing was held; (ii) the final agency action was taken; or (iii) the party seeking review of this Final Order resides.

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c. An appeal must be taken within twenty-eight (28) days: (i) of the service date of this Final Order; (ii) of any order denying petition for reconsideration; or (iii) of the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. (See, Idaho Code Section 67-5273.) The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

4. The Bureau Chief of the Bureau of Occupational Licenses shall cause a true and correct copy of this Final Order to be served upon the Respondent and the State's attorney by mailing a copy to them at their addresses as provided.

DATED this 25th day of August, 2005.

STATE BOARD OF RESIDENTIAL
CARE ADMINISTRATORS

By Sharon Ashcraft
Sharon Ashcraft, Acting Chairman

Exh. A - Costs and Attorney's Fees

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 22nd day of August, 2005, I caused to be served, by the method(s) indicated, a true and correct copy of the foregoing upon:

Kenneth F. Stringfield
Deputy Attorney General
Office of the Attorney General
P.O. Box 83720
Boise, ID 83720-0010

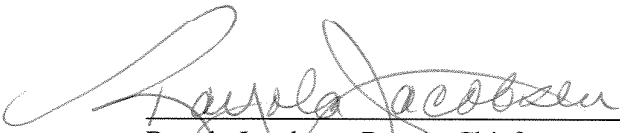
— U.S. Mail
— Hand Delivered
X Statehouse Mail
— Fax Transmission

Shawntel Landsborough
16916 Hollow Road
Caldwell, ID 83607

X U.S. Mail
X Certified Mail
— Federal Express
— Fax Transmission

Shawntel Landsborough
1942 W. McMillian
Meridian, ID 83642

X U.S. Mail
X Certified Mail
— Federal Express
— Fax Transmission



Rayola Jacobsen, Bureau Chief

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IDAHO BUREAU OF OCCUPATIONAL LICENSES

Formal Action Cost Summary

Case #	Respondent Name	Lic No
RCA-2005-3	SHAWNTEL LANDSBOROUGH	RCA-413

Formal Action

Case #	Date	Vendor	Description	Amount
RCA-2005-3	8/1/2005	URANGA & URANGA	RCA 2005-3	\$121.00
RCA-2005-3	8/1/2005	URANGA & URANGA	RCA 2005-3	\$9.53
RCA-2005-3	6/1/2005	ATTORNEY GENERAL OFFICE OF	PROFESSIONAL SERVICES	\$34.20
RCA-2005-3	5/1/2005	ATTORNEY GENERAL OFFICE OF	PROFESSIONAL SERVICES	\$254.60

Formal Action Total	\$419.33
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Investigation

Case #	Date	Vendor	Description	Amount
RCA-2005-1	3/4/2005	CINDY ROWLAND	TIME SPENT ON INVESTIGATION	\$500.00
RCA-2004-6	3/4/2005	CINDY ROWLAND	TIME SPENT ON INVESTIGATION	\$750.00

Investigation Total	\$1,250.00
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Total Cost	\$1,669.33
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Exhibit "A"

